

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
WESTERN DIVISION

TRAVELERS CASUALTY AND SURETY)
COMPANY OF AMERICA,)

Plaintiff,)

vs.)

CASE NO.: 1:08-cv-50008

YOUNG CONSTRUCTION & PAVING,)
LLC, KAREN B. YOUNG, GORDON T.)
YOUNG, JEFFREY D. YOUNG, MONICA L.)
YOUNG, JOSEPH WELLS, TERRI WELLS,)
LUKE D. VANDER BLEEK and JOAN L.)
VANDER BLEEK,)

Defendants.)

MOTION FOR LEAVE TO WITHDRAW AS COUNSEL FOR DEFENDANTS

NOW COMES STEPHEN G. BALSLEY, RICHARD K. VAN EVERA and BARRICK, SWITZER, LONG, BALSLEY & VAN EVERA, and moves the Court for leave to withdraw from representing the Defendants, YOUNG CONSTRUCTION & PAVING, LLC, KAREN B. YOUNG, GORDON T. YOUNG, JEFFREY D. YOUNG and MONICA L. YOUNG, pursuant to LR83.17 in the above-captioned matter, and in support thereof states as follows:

1. The above-captioned matter was filed in the United States District Court for the Northern District of Illinois, Western Division on January 10, 2008.

2. STEPHEN G. BALSLEY, RICHARD K. VAN EVERA and BARRICK, SWITZER, LONG, BALSLEY & VAN EVERA entered their appearance for the Defendants, GORDON T. YOUNG and JEFFREY D. YOUNG on January 31, 2008 and on February 7, 2008, and their appearance for YOUNG CONSTRUCTION & PAVING, LLC, KAREN B. YOUNG and MONICA L. YOUNG on February 15, 2008

3. The aforesaid Defendants had previously agreed to retain the same counsel to represent all co-defendants in this matter.

4. Since the commencement of the case, facts and allegations have developed that create potential conflicts of interest between various Defendants.

5. It is in the best interest of the said Defendants, YOUNG CONSTRUCTION & PAVING, LLC, KAREN B. YOUNG, GORDON T. YOUNG, JEFFREY D. YOUNG and MONICA L. YOUNG, that they have independent counsel to advise them on the various claims arising in this matter and possible cross-complaints.

WHEREFORE, Movant, STEPHEN G. BALSLEY, RICHARD K. VAN EVERA and BARRICK, SWITZER, LONG, BALSLEY & VAN EVERA, respectfully request that this Court grant this Motion to Withdraw as Counsel and provide the Defendants, YOUNG CONSTRUCTION & PAVING, LLC, KAREN B. YOUNG, GORDON T. YOUNG, JEFFREY D. YOUNG and MONICA L. YOUNG, a reasonable opportunity to retain and employ substitute counsel.

BARRICK, SWITZER, LONG,
BALSLEY & VAN EVERA,

By:

/s/Stephen G. Balsley
STEPHEN G. BALSLEY

Stephen G. Balsley – 0104841
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TRAVELERS CASUALTY AND SURETY
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YOUNG CONSTRUCTION & PAVING,
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YOUNG, JEFFREY D. YOUNG, MONICA L.
YOUNG, JOSEPH WELLS, TERRI WELLS,
LUKE D. VANDER BLEEK and JOAN L.
VANDER BLEEK,

Defendants.

CASE NO.: 08-CV-50008

To: SEE ATTACHED SERVICE LIST

NOTICE OF FILING

I HEREBY CERTIFY that on July 24, 2008, I electronically filed the foregoing Motion for Leave to Withdraw as Counsel for Defendants with the Clerk of the United States District Court, Northern District of Illinois, for the Western Division, using the CM/ECF system, that I have served all CM/ECF Registered Participants, as reflected on the Notice of Electronic Filing and that I have served all non CM/ECF participants by mailing a copy via first-class U.S. Mail, with proper postage prepared and affixed thereon, on July 22, 2008.

/s/Stephen G. Balsley
STEPHEN G. BALSLEY

PROOF OF SERVICE

I HEREBY CERTIFY that on July 24, 2008, I have served all CM/ECF Registered Participants as reflected on the Notice of Electronic Filing and that I have served all non CM/ECF participants by mailing a copy via first class U.S. Mail, with proper postage prepared and affixed thereon, on July 22, 2008.

/s/Stephen G. Balsley
STEPHEN G. BALSLEY

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SERVICE LIST

Travelers Casualty & Surety Company of America vs. Young Construction & Paving, LLC, et al.
United States District Court
Northern District of Illinois, Western Division
No: 08-CV-50008

Plaintiff, Counter-Defendant - Travelers Casualty and Surety Company of America

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